

BILL OF COMPLAINT. NO. 10679 Equity.

Roy Gardner.

Vs.

Minnie M. Summers and Lewis Putman, Administratrix and Administrator of the Estate of Charles K. Summers, Deceased Minnie M. Summers, Widow, ~~Wife~~ Individually, and Ethel Summers Dorothy Summers and Charles H. Summers, Infants, and The Commercial State Bank of Frederick Maryland, Judgment Creditor.

"
"
"
"
"
"
"
"
"
"
"
"

No. 10679 Equity.
In the Circuit Court for Frederick County, sitting as a Court of Equity.

-----0-----

TO THE HONORABLE, THE JUDGES OF SAID COURT;

The Bill of Complaint of Roy Gardner, of Frederick County, Maryland, who sues for himself as well as for all other creditors of Charles K. Summers, late of Frederick County, deceased, who will come in and contribute to the expense of this suit, respectfully shows unto your Honors:-

1. That Charles Keefer Summers, late of Frederick County, Maryland, departed this life in the month of November, 1922, intestate, and at the time of his death the said Charles K. Summers was seized and possessed in his own right of two certain pieces of real estate situate, lying and being in Frederick County, Maryland, to-wit:-

FIRST. All that part or parcel of land situate on the North East side of the Frederick and Hamburg Pike, Tuscarora Election District, being about one-half acre of land, improved with a two story building, and being the same real estate conveyed by Jacob E. Summers and Mary E. Summers, his wife, to the said Charles K. Summers by deed dated March 14th, 1916, and recorded in Liber No. 316, folio 231 one of the Land Records of Frederick County, Maryland, a certified copy of which is herewith filed as "Exhibit No. 1", and

SECOND; All that piece or parcel of whodland containing 16 acres, 2 roods and 1 perch of land situate near Spout Spring Road and being the same real estate conveyed by George W. Young and Eva V. Young, his wife, to the said Charles K. Summers, by deed dated January 24th, 1916, and recorded in Liber No. 316, folio 59, one of the Land Records of Frederick County, a certified copy of said deed being filed herewith as "Exhibit No. 2".

And that said real estate is all of the real estate of which the said intestate was seized and possessed in his own right that has descended to the heirs at law of the said intestate subject to the debts of said intestate.

2. That the said Commercial State Bank of Frederick, Maryland, holds a judgment for the sum of Thirty Eight Hundred Dollars (\$3,800.00), with interest, against Charles K. Summers and Minnie M. Summers, his wife, said judgment being No. 161 Trials, February Term, 1919, in the Circuit Court for Frederick County, having originally been for the sum of Fifty Six Hundred Dollars (\$5,600.00), but since reduced to the above amount, a certified copy of said judgment being filed herewith as "Exhibit No. 3".

3. That the said Charles K. Summers is indebted to your Complainant, who is an adult and a resident of Frederick County, on a single bill dated June 19th, 1919, payable ninety (90) days after date for the sum of Five Hundred Dollars (\$500.00) with interest from June 19th, 1920, the said single bill having been proved against the estate of the said Charles K. Summers and being filed herewith as "Exhibit No. 4".

4. That on November 20th, 1923, letters of administrators were granted by the Orphans' Court of Frederick County, on the personal estate of the said Charles K. Summers unto Minnie M. Summers and Lewis W. Putman, they having given bond in the sum of Six Thousand Dollars (\$6,000.00) for the due performance of their administration, a certificate of said appointment being filed herewith as "Exhibit No. 5", and that the said persons have taken charge of the personal estate of said decedent and have had an appraisement made of the said personal estate which amounts approximately to Thirty Six Hundred Dollars (\$3,600.00), as will appear by the appraisement made in said estate,